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11 *Attorneys for The Bank of New York Mellon fka*
12 *The Bank of New York as Trustee for the*
13 *Certificateholders CWMBS, Inc., CHL Mortgage*
14 *Pass-Through Trust 2005-HYB10 Mortgage Pass-*
15 *Through Certificates, Series 2005-HYB10*

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17 **UNITED STATES DISTRICT COURT**
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19 **DISTRICT OF NEVADA**

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THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK AS TRUSTEE
FOR THE CERTIFICATEHOLDERS CWMBS,
INC., CHL MORTGAGE PASS-THROUGH
TRUST 2005-HYB10 MORTGAGE PASS-
THROUGH CERTIFICATES, SERIES 2005-
HYB10,

Plaintiff,

v.

GRANITE CREST HOMEOWNERS
ASSOCIATION; NEVADA ASSOCIATION
SERVICES, INC.; DOE INDIVIDUALS I-X,
inclusive, and ROE CORPORATIONS I-X,
inclusive,

Defendants.

Case No.: 2:17-cv-00365-JAD-NJK

**STIPULATION FOR EXTENSION OF
TIME TO FILE DISMISSAL
DOCUMENTS**

(Sixth Request)

ECF No. 50

The Bank of New York Mellon fka The Bank of New York as Trustee for the
Certificateholders CWMBS, Inc., CHL Mortgage Pass-Through Trust 2005-HYB10 Mortgage Pass-
Through Certificates, Series 2005-HYB10 (**BoNYM**), and Granite Crest Homeowners Association
(**Granite Crest**), by and through their undersigned counsel of record, hereby stipulate as follows:
...

1 1. The parties reached a settlement as indicated by the notice of settlement filed on
2 January 9, 2020. (ECF No. 34).

3 2. BoNYM filed a status report regarding settlement on February 14, 2020.

4 3. The parties filed a stipulation to extend the time to file dismissal documents on March
5 16, 2020. The parties filed a second stipulation to extend the time to file dismissal documents on
6 April 15, 2020, noting that the parties were working to make mutually acceptable revisions to the
7 draft settlement agreement, and Granite Crest was reviewing the most recently revised agreement.

8 4. The parties filed a third stipulation to extend time to file dismissal documents on May
9 15, 2020, noting the parties had made progress finalizing the language of the draft settlement
10 agreement. However, due to delays caused by COVID-19, the parties were unable to execute the
11 final agreement prior to the current dismissal deadline.

12 5. The parties filed a fourth stipulation to extend time to file dismissal documents on
13 June 15, 2020, indicating the parties had reached an agreement as to the final language in the
14 settlement agreement.

15 6. The parties filed a fifth stipulation to extend time on July 15, 2020, indicating the
16 finalized agreement was before BoNYM for review and execution. The parties further indicated,
17 due to an inadvertent error in Granite Crest's prior execution, Granite Crest had to re-execute the
18 agreement.

19 7. The parties remain in the process of executing the final version of the agreement.
20 This process has been slightly delayed due to the unexpected unavailability of the signatory for the
21 HOA until early August. The parties expect the agreement to be fully executed within the next
22 week. In the meantime, the parties have moved forward with completing the conditions precedent to
23 dismissal and fully expect to resolve the remaining matters and prepare dismissal documents within
24 the next thirty days. The parties are aware of the extended time resolving this matter has taken and
25 appreciate the court's patience.

26 ...

27 ...

28 ...

1 8. This is the parties sixth request for an extension to this deadline and is not intended to
2 cause any delay or prejudice to any party.

3 DATED this 14th day of August, 2020.

4 AKERMAN LLP	5 RANALLI ZANIEL FOWLER & MORAN, LLC
6 <u>/s/ Nicholas E. Belay, Esq.</u>	7 <u>/s/ Jason Andrew Fowler, Esq.</u>
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13 <i>Attorneys for The Bank of New York Mellon</i>	14 <i>2020</i>

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11 **ORDER**

12 **IT IS SO ORDERED.**

13 *2020*
14 UNITED STATES DISTRICT JUDGE
15 Case No. 2:17-cv-00365-JAD-NJK

16 DATED: 8-18-2020